

# CAMPAIGN FINANCE DIVISION

☐ WAIVER REQUEST

☒ RECONSIDERATION REQUEST

Untimely

DATE: 12/8/2021

DOCKET#: 2021-427

## FILER INFORMATION

Name: Elzey J. "Jeff" Perilloux

Office: District Judge, 40th Judicial District Court, ES 1, Div. B

Parish: ST. JOHN THE BAPTIST

Election Date: 11/3/2020

Level of Office: District

## REPORT INFORMATION

Name of Report: 10-G

Original Due Date: 11/25/2020

Date Filed: Report not yet filed.

Activity Receipts: N/A

Expenditures: N/A

Funds at Close of Reporting Period: N/A

## LATE FEE INFORMATION

Amount of Late Fee: \$2,000

Days Late: Report not yet filed.

Late Fee Order Received: 3/8/2021

Payment/Waiver Request Due Date: 3/28/2021

Waiver Request Received: 3/17/2021

Additional Information Requested:

- Medical
- Financial
- Other

COMMENTS: Candidate mailed in his reconsideration request on November 23, 2021. He states that the decision of the Board is both preposterous and overly unfair. He states that his former spouse has been in content with staff regarding his unique and unfortunate circumstances regarding his inability to file required forms. He states that he was wrongly convicted on 9/12/20 and his case is under appeal. Since he is incarcerated he does not have access to computer or internet to file his report. He states that all forms prior to his incarceration were filed timely. He said he did not receive or spend any money and his last report had no activity. Candidate submitted a make shift report along with his waiver request stating he had no activity.

## OTHER LATE FEE INFORMATION

Campaign Finance:

Other Outstanding Reports: No

Other Outstanding Late Fees: No

Prior Late Fees: No

Reassessed Late Fees: No

Disclosure Statements:

Other Outstanding Late Fees: No

Prior Late Fees: No

November 22, 2021

Via telefax 225-381-7271

State of Louisiana  
Department of State Civil Service  
Louisiana Board of Ethics  
P.O. Box 4368  
Baton Rouge, La. 70821

Re: Docket ID: 2021-427

10-G Campaign Disclosure and 30-A Finance Report

Dear Board of Ethics:

Please consider this as request to appeal the denial of waiver request regarding the above two reports as voted on by the Board at its October 21 meeting.

The decision of the Board is both preposterous and outrageous. My former spouse, Alicia Peullox, engaged in numerous correspondence with your office via telephone and ~~also~~ in writing to convey the unique and unfortunate circumstances regarding my inability to file the required forms. ~~also~~

As you may be aware, I was wrongly convicted ~~of~~ of three felonies on September 12, 2020 in the 40<sup>th</sup> JDC. My case is under appeal and is presently before the Court on a motion for new trial due to juror misconduct. ~~On~~ On October 15, 2020

I was incarcerated by Judge Dennis Waldron and have been in prison since.

All forms due to the Board prior to October 15, ~~also~~ 2020 were timely filed.

Only those forms due after my incarceration remain outstanding, however, the failure to file is through no fault of my own.

First and foremost, you should be aware that I did no campaigning for re-election as Judge Div B 40<sup>th</sup> JDC after I qualified for re-election in July. I did not receive any contributions of any kind, did not expend any funds except for the qualifying fee, and did not form a committee to raise any funds. Upon my conviction, I contacted the Secretary of State's Office to attempt to withdraw from the race, however, I was informed that even though I was no longer qualified to hold office, I could not withdraw from the race because the deadline for doing so had passed. ~~But~~ I also resigned my position as Judge shortly after my ~~conviction~~ wrongful conviction. I did, however, still file the required campaign disclosure that was due in October 20 prior to my incarceration.

Upon my incarceration, ~~except for no~~ and since, I have had no access to the Internet ~~except~~ and very limited access to telephone communications with only those individuals approved by the institution. From October 15, 2020 until November 23, 2020, I was held in protective custody at the St. Charles Parish prison with no access to internet or former email addresses, etc. ~~But~~ On November 23, 2020, I was transported to the protective custody unit at David Underhill Correctional Center in Hemet, La and held in solitary confinement due to COVID-19 measures.

until December 21<sup>st</sup>, 2020, when I was moved into the regular protective custody unit. At no time have I ever had access to the internet or to any other device to appropriately fill out or file the ethics Board ~~form~~ disclosure forms.

My ex-spouse received a notice from the Board in January ~~2020~~ ~~the ethics~~ and promptly contacted the Board in January to advise of my circumstances and ~~the~~ my inability to complete the required forms due to my incarceration. She also followed up with additional phone conversations with ~~the~~ two or three other ethics board employees and sent a letter to the Board explaining the situation.

Today, I enclose a "makeup" form of my own creation to attempt to satisfy the two outstanding reports. As you consider my request for appeal, I urge you to consider the following issues in support of my request to waive the penalty fees.

1) I did not campaign in any manner during the November 3 ~~2020~~ 2020 election cycle.

2) I did not receive any contributions during ~~this~~ or expend any funds except for the qualifying fee;

3) I did not "activate" any committee to assist in ~~the~~ campaign.

4) Every required form due prior to my incarceration was timely filed;

5) I resigned my position as Judge in September '20 shortly after my wrongful conviction;

6) Upon my ~~arrest~~ incarceration, I have had no access to the Internet and limited telephone access to approved parties;

7) Each of the reports (male shift copy attached) reflect that I neither received nor expended campaign funds;

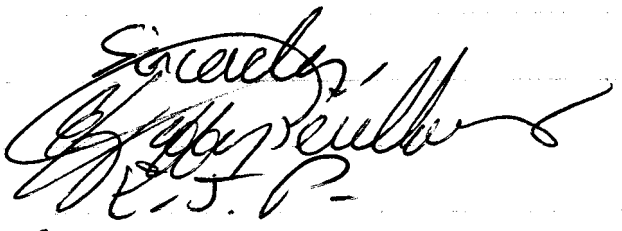
8) ~~I~~ I did not personally receive any correspondence from the Ethics Board ~~or~~ advising me of the right to appear at any hearing or that the information ~~that~~ my former spouse provided previously on my behalf was insufficient;

9) The only correspondence ever sent directly to me at the prison <sup>where</sup> I am being held (David Wade) <sup>was</sup> the 2 letters advising me that the Board was unwilling to waive the penalty fees, etc for the unfiled forms 30-P and 10-G, which clearly violates all fundamental principles of due process;

10) My wrongful prosecution was wrongful

conviction, and wrongful imprisonment, all spearheaded by Attorney General Jeff Landry, have costs me several hundred thousand dollars in attorney fees, loss of my position as Judge, loss of income, loss of reputation, loss of career, loss of time with family, etc. The pain of this entire despicable ordeal was also too much of a burden on my ailing 85 year old father, who took his own life on October 13, 2021.

I have been forthright with you about my situation, and I have never intentionally shirked any of my responsibilities, including the filing of Campaign Finance forms. I sincerely hope that my explanation of my failure to file the two required forms is sufficient and humbly request that you grant my appeal and waive the assessed fees.

Sincerely,  
  
E.J.P.  
Former Judge  
1264 Jeffrey Perillo

Ethics Board Form 10-6 2020 election

Campaign Funds Received = 0

Campaign Funds Expended = 0

Campaign Activity = None

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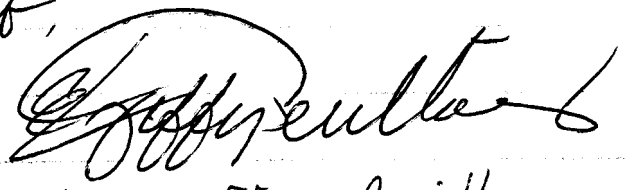
Ethics Board Form 30-P 2020 election

Campaign Funds Received = 0

Campaign Funds Expended = 0

Campaign Activity = None

I swear that the above information  
is true and correct.

  
Elton Jeffrey Perillo

David Weissman/Conks  
Elzey Perullo # 755998 (N5D)  
6710 Bell Hall Rd.  
Homer, LA 70400

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Louisiana Board of Ethics

P.O. Box 4368

Baton Rouge, LA 70821

70821-4368

